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OCT 07 2003

FROM: Todd Murrah

GROUP 3600

DATE: September 24, 2003 FILE #: 00-423

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NUMBER OF PAGES (INCLUDING COVER PAGE): 19

Attached is a copy of the Application and attachments.

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4a. Article Number

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December 19, 2002

VIA FACSIMILE AND CERTIFIED MAIL

Commission of Patents and Trademarks
c/o Docketing Division
United States Department of Commerce
Patent and Trademark Office
Washington, D.C. 20231

RE: Application No.: 09/740,966
Filing Date: 12/21/00
Application of Bruno Cattaruzzi
Group Art No.: 3643
Our File No.: 00-423M

Dear Docketing Division:

On April 23, 2002 I submitted a Response to the Notice of Non-compliant Amendment (37 CFR 1.21) which was mailed on March 25, 2002. Apparently my Response was not docketed and submitted to the legal instruments examiner (LIE).

After contacting the Patent Examiner regarding the status of the file I was instructed resubmit the previous Responses to your attention. Accordingly, please find enclosed the following:

1. Notice of Non-compliant Amendment; and
2. Applicant's Response dated April 23, 2002 incorporating a marked up version and clean version of the claims as instructed.


I would appreciate it if you would docket the response and forward same to the appropriate person

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for consideration in order that my client's application can continue through prosecution. If you have any questions or comments, please let me know.

Respectfully,

GLASSMAN, EDWARDS, WADE
& WYATT, P. C.



TODD B. MURRAH

TBM/km



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on 03/05/02 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000). In order for the amendment to be compliant, applicant must supply the following omissions or corrections in response to this notice.

THE FOLLOWING ITEMS ARE REQUIRED FOR COMPLIANCE WITH RULE 1.121 (APPLICANT NEED NOT RE-SUBMIT THE ENTIRE AMENDMENT):

- ☐ 1. A clean version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(ii).
- ☐ 2. A marked-up version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(iii).
- ☒ 3. A clean version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(i).
- ☒ 4. A marked-up version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(ii).

Explanation: _____

(LIE: Please provide specific details for correction to assist the applicant. For example, "the clean version of claim 6 is missing.")

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/dcom/olia/pbg/sampleaf.pdf>. A condensed version of a sample amendment format is attached.

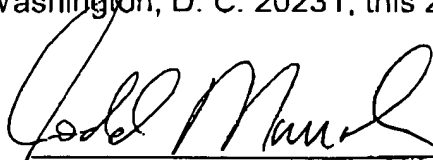
- ☐ **PRELIMINARY AMENDMENT:** Unless applicant supplies the omission or correction to the preliminary amendment in compliance with revised 37 CFR 1.121 noted above within ONE MONTH of the mail date of this letter, examination on the merits may commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.
- ☒ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of ONE MONTH or THIRTY DAYS from the mailing of this notice, whichever is longer, within which to supply the omission or correction noted above in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Eric V. Bunn
Legal Instruments Examiner (LIE)

(Rev. 12/01)

MAILING CERTIFICATE

I hereby certify that the within correspondence is being deposited with the United
State Postal Service as first class mail in an envelope addressed to the Honorable
Commissioner of Patents and Trademarks, Washington, D. C. 20231, this 23rd day of
April, 2002.



TODD B. MURRAH